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HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE JUSTICE SHRI SATISH K. AGNIHOTRI

WRIT PETITION (S) No. 3880 of 2005

PETITIONER : 1. Rama Kant Mahajan S/o Shri Dev Chand, Aged about 33 yrs., Primary School Angakona, Block Makdi, Distt. Bastar.

2. Bhuneshwar Pujari S/o Shri Tulsi Ram, Aged about 35 yrs., Primary School Mageda, Block Makdi, Distt. Bastar.

3. Yadav Kumar Rangari S/o Shri Rohit Das, Aged about 41 yrs., Primary School Udidgaon, Block Makdi, Distt. Bastar.

4. Prabhu Ram Nag S/o Shri Suddhu Ram, Aged about 35 yrs., Middle School Amrawati, Block Makdi, Distt. Bastar.

5. Santu Ram Prabhakar S/o Shri Dukh Ram, Aged about 38 yrs., Primary School Belgaon, Block Makdi, Distt. Bastar.

6. Kamlesh Kumar Dohare S/o Shri S.L.Dohare Aged about 33 yrs., Govt. H.S.S.Bijapur, Block Makdi, Distt. Bastar.

7. Amar Chand Mourya S/o Shri Mohanlal, Aged about 35 yrs., Govt. H.S.S., Shampur, Block Makdi, Distt. Bastar.

8. Ajay Das S/o Shri Manohar Chandra, Aged about 37 yrs., Middle School Bawai, Block Makdi, Distt. Bastar.

9. Jalasoo Ram Netam S/o Shri Malu Ram, Aged about 38 years, Primary School Nalajhar, Block Makdi, Distt.

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Bastar.

10. Sonadhar Netam S/o Shri Ramka Ram, Aged about 37 yrs., Primary School Hadigaon, Block Makdi, Distt. Bastar.

11. Dinesh Kumar Markam S/o Jarha Ram, Aged about 37 yrs., Primary School Tedmunda, Block – Makdi, Distt. Bastar.

12. Soman Ram Poyam S/o Shri Maan Saay, Aged about 34 yrs., Primary School Balond, Block – Makdi, Distt. Bastar.

13. Chandra Prakash Patel S/o Shri Kartik Ram, Aged about 33 yrs., Primary School, Amodipara, Block-Makdi, Distt. Bastar.

14. Purushottam Lal Som S/o Shri Thanwar Singh, Aged about 36 yrs., Primary School Dandvan, Block – Makdi, Distt. Bastar.

15. Sukhadhar Ram Markam S/o Shri Gadaru Ram, Aged about 35 yrs., Primary School Umargaon, Block Makdi, Distt. Bastar.

16. Pati Ram Nishad S/o Shri Boga Ram, Aged about 34 yrs., Primary School Kurlubahar, Block Makdi, Distt. Bastar.

17. Hriday Ram Prayag S/o Shri Nandi Ram, Aged about 35 yrs., Govt. H.S.S. Bijapur, Block Makdi, Distt. Bastar.

18. Santu Ram Mandavi S/o Shri Pandi Ram, Aged about 34 yrs., Middle School Anantpur, Block – Makdi, Distt. Bastar.

19. Prabhu Ram Nag S/o Shri Sukhdev, Aged about 34 yrs., Primary School Tatipara, Block – Makdi, Distt. Bastar.

20. Hem Lal Netam S/o Shri Manu Ram,

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Aged about 37 yrs., Middl School Themgaon, Block – Makdi, Distt. Bastar.

21. Niranjan Singh Netam S/o Shri Budhsan, Aged about 33 yrs., Primary School Pidhapal, Block – Makdi, Distt. Bastar.

22. Smt. Asha Baghel W/o Shri Darmu Nath, Aged about 37 yrs., Kanya Ashram – Makdi, Block – Makdi, Distt. Bastar.

23. Smt. Kashantin Baghel W/o Shri Eemal Singh, Aged about 34 yrs., Balak Ashram Chhinari, Block Makdi, Distt. Bastar.

24. Ghanshyam Nag S/o Shri Ankalu Ram, Aged about 36 yrs., Primary School Randhana, Block – Makdi, Distt. Bastar.

25. Ramdhar Korram S/o Shri Pandaru Ram, Aged about 33 yrs., Balak Ashram Amrawati, Block – Makdi, Distt. Bastar.

26. Shiv Charan Mandavi S/o Shri Than Singh, Aged about 38 yrs., Primary School Belondi, Block – Makdi, Distt. Bastar.

27. Smt. Jharna Karawade W/o Shri Kanhaiya Lal, Aged about 34 yrs., Primary School Binjoli, Block – Makdi, Distt. Bastar.

28. Shiv Lal Netam S/o Shri Gallu Ram, Aged about 35 yrs., Primary School Randhana, Block – Makdi, Distt. Bastar.

29. Narad Ram Pardoti S/o Shri Dau Ram, Aged about 39 yrs., Primary School Guhaborand, Block – Makdi, Distt. Bastar.

30. Jagat Ram Prabhakar S/o Shri Duwaru Ram, Aged about 36 yrs.,

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Primary School Anantpur, Block – Makdi, Distt. Bastar.

31. Nathu Ram Netam S/o Shri Mainu Ram, Aged about 36 yrs., Primary School Bharrapara, Block – Makdi, Distt. Bastar.

32. Vishnu Kumar Netam S/o Shri Raje Singh, Aged about 37 yrs., Primary School Tamrawand, Block – Makdi, Distt. Bastar.

33. Ramchand Kunjam S/o Shri Bhunnu Ram, Aged about 33 yrs., Primary School Sodama, Block – Makdi, Distt. Bastar.

34. Nanjat Ram Markam S/o Shri Buddhu Ram, Aged about 37 yrs., Primary School Diharipara, Block – Makdi, Distt. Bastar.

35. Smt. Chinta Netam W/o Shri Gaind Singh, Aged about 34 yrs., Kanya Ashram Makdi, Block – Makdi, Distt. Bastar.

36. Smt. Snehlata Netam W/o Shri N.R. Netam, Aged about 33 yrs., Primary School Jarandi, Block Makdi, Distt. Bastar.

VERSUS

RESPONDENTS : 1. STATE OF MADHYA PRADESH, Through the Secretary, Tribal Welfare Department, Bhopal (M.P.)

2. THE STATE OF CHHATTISGARH, Through the Secretary, Tribal Welfare Department, Raipur (C.G.)

3. THE COMMISSIONER, Tribal Welfare Department, Bhopal (M.P.)

4. THE COMMISSIONER, Tribal Welfare Department, Raipur (C.G.)

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Present: Shri P.P.Sahu, Advocate for the petitioners.
Shri Sushil Dubey, Government Advocate for the respondent no. 2 and 4.

ORDER
(Passed on 12th day of April, 2007)

1. The question of law involved herein asto whether the petitioners are entitled to regular pay scale w.e.f the date of initial appointment or from the date of completion of probation period.

2. Learned counsel appearing for the petitioners as well as for the State/respondents jointly submit that the facts and question of law involved in the present writ petition are the same as to that of in W.P.(S) No. 5976/2006 **(Sushil Tiwari and others Vs. State Government of Chhattisgarh & Others)**, which was allowed vide order dated 7.11.2006.

3. In view of the above-stated submissions made by learned counsel for the parties, the writ petition is allowed in the same terms. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Amit